IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

FRIDAY, THE 23RD FEBRUARY 2007 / 4TH PHALGUNA 1928

WP(C).No. 5997 of 2007(L)

PETITIONER:

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1. SHAJAN THOMAS, S/O.THOMAS,
   AGED 32 YEARS, REGENT TOWER, KUMALY.

2. P.SALIM, M/S.SALIM TOWER, KUMALY.

3. THOMAS JOHN @ MAMACHAN,
   HOTEL LAKE SHORE, KUMALY.

4. M.K.SUBROYAL,
   HOTEL ARYA BHAVAN, KUMALY.

5. THOMAS DOMINIC,
   MUKKUNKAL TOURIST HOME, KUMALY.

6. RAJAN SEBASTIAN,
   KARTHIKA TOURIST HOME, KUMALY.

7. THOMAS GEORGE,
   HIGH RANGE RESIDENCY, KUMALY.

8. P.B.SADASIVAN PILLAI,
   REVATHY INTERNATIONAL, KUMALY.

9. K.A.JOSEPH, CENTRAL HOTEL, KUMALY.

10. V.K.RAVEENDRAN,
    HOTEL MAHARANI, KUMALI.

BY ADV. SRI.K.I.SAGEER

RESPONDENTS:

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1. THE MEMBER SECRETARY,
   KERALA STATE POLLUTION CONTROL BOARD,
   PATTOM, THIRUVANANTHAPURAM.

2. THE ENVIRONMENTAL ENGINEER,
KERALA STATE POLLUTION CONTROL BOARD,
THODUPUZHA, IDUKKI DISTRICT.

3. THE SECRETARY, KUMALI GRAMAJ PANCHAYATH,
IDUKKI DISTRICT.

4. THE SUB ENGINEER,
KERALA STATE ELECTRICITY BOARD,
KUMALY, IDUKKI DISTRICT.

R1, R2 BY SRI.M.K.CHANDRAMOHAN DAS, S.C.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 23/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

THOTTATHIL B.RADHAKRISHNAN, J

W.P(C).No.5997 OF 2007

Dated this the 23rd day of February, 2007

JUDGMENT

Heard counsel for parties.

2. The impugned orders are only notices calling for objections. Accordingly, if the petitioners place statements and objections to Ext.P1 within a week from now, they will be considered by the competent officer of the Pollution Control Board and if found necessary, relevant instructions will be issued to ensure that there is no pollution beyond permissible limits. A final decision shall be taken by the Pollution Control Board within a period of one week of the filing of such reply to Ext.P1 series.

3. Learned counsel for the petitioner requests that the parties may be permitted to maintain status quo as on today. I am not impressed because Ext.P1 series notices were issued in

November, 2006 by the Environmental Engineer and none of the petitioners has a case that reply was given to Ext.P1 to the Environmental Engineer until now.

The writ petition is disposed of as above.

THOTTATHIL B.RADHAKRISHNAN
Judge

kkb.